

**VIA EXPRESS MAIL NEXT DAY DELIVERY**

January 11, 2010

Clerk of the United States Bankruptcy Court  
for the Southern District of New York  
One Bowling Green  
New York, NY 10004

Irving H. Picard, Trustee  
c/o Baker Hostler LLP  
45 Rockefeller Plaza  
New York, NY 10111

**Re: BENARD L. MADOFF INVESTMENT SECURITIES LLC In Liquidation  
Bankruptcy Case No. 08-1789 (BRL)  
RESPONSE TO NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM**

This is a response to the NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM (the "Notice") dated December 17, 2009 for account No. 1S4040 claim number 4543.

I am addressing my opposition to the position of the Trustee as provided in the Notice.

**I. Claim for Securities**

I oppose the position taken by the Trustee with respect to the return of securities and the calculation of the value of my account. As the attached statement shows, the account contained securities. I relied upon these statements as being accurate and truthful. I was in no position to know otherwise. The Trustee's position is contrary to SIPA, contradicts 39 years of PIPC's prior positions, and is unsupported by any legal precedent. The Senate and House reports anticipated the current situation where I should be able to rely on my broker statement to be accurate.

"Under present law, because securities belonging to customers may have been lost, improperly hypothecated, misappropriated, never purchased or even stolen, it is not always possible to provide to customers that which they expect to receive, that is, securities which they maintained in their brokerage account. ... By seeking to make customer accounts whole and returning them to customers in the form they existed on the filing date, the amendments ... would satisfy the customers' legitimate expectations..." S. Rep. No. 95-763, at 2 (1978).

"A customer generally expects to receive what he believes is in his account at the time the stockbroker ceases business. But because securities may have been lost, improperly hypothecated, misappropriated,

never purchased, or even stolen, this is not always possible. Accordingly, [when this is not possible, customers] will receive cash based on the market value as of the filing date." H.R. Rep. No. 95-746, at 21.

Thus, based on these obligations and the fact that my account listed securities, I believe I should be returned those securities to me to the value of \$500,000.

## II. Calculation of Money In/Money Out

Even if I were to agree to the Trustees position on securities, I oppose the calculation of the money in/money out position of the Trustee. I recreated the table below with the final column indicating what I received as from the account. You will note that the entries for dates 2/9/2006, 5/5/2006, 6/20/2006, and 12/6/2007 totaling \$354,708.76 do not represent any funds received by me. As I never received these funds, they should not be deducted from any calculation of recovery.

Thus, based on the fact that I did not receive these funds and therefore removal of these entries, I should receive \$258,573.09.

DATE	Transaction Description	Amount	Adjusted Amount	Oppose this Entry	Actual Payments
2/3/2000	Trans From 50 Acct	\$1,607,388.26	\$408,897.38		\$408,897.38
Total Deposits		\$1,607,388.26	\$408,897.38		\$408,897.38
DATE	Transaction Description	Amount	Adjusted Amount	Oppose this Entry	Actual
2/9/2006	Trans to 1EM21330	(\$105,000.00)	(\$105,000.00)	Yes	\$0.00
5/5/2006	Trans to 1EM21330	(\$65,000.00)	(\$65,000.00)	Yes	\$0.00
6/20/2006	Trans to 1EM21330	(\$50,000.00)	(\$50,000.00)	Yes	\$0.00
12/6/2007	Trans to 1EM21330	(\$134,708.76)	(\$134,708.76)	Yes	\$0.00
4/17/2008	Check	(\$75,000.00)	(\$75,000.00)	No	(\$75,000.00)
6/18/2008	Check	(\$75,324.29)	(\$75,324.29)	No	(\$75,324.29)
<b>Total Withdrawals</b>		<b>(\$505,033.05)</b>	<b>(\$505,033.05)</b>		<b>(\$150,324.29)</b>
<b>Total deposits less withdrawals</b>		<b>\$1,102,355.21</b>	<b>(\$96,135.67)</b>		<b>\$258,573.09</b>

**III. Extension of Deadline for Review**

Finally, I oppose the deadline imposed by the Trustee for responding to the Notice. I have at least one additional account that is involved in the calculation of the amounts that are being deducted. As noted in the table, there appears to be transfers to another Madoff Investment Securities account. If those transfers are ultimately deducted here, then they should be credited in the other account as money in. As I have not received the determination on any other account, my ability to fully respond here is limited and impaired. I should be allowed to review the Trustees determination on all my accounts at the same time.

At a minimum, for fairness I request that the Trustee extend the period for my response until such time as I have receive a Notice of Trustee's Determination of Claim to all other accounts.

Thank you for attention on this matter.

Sincerely Submitted,



Renee Robinow Soskin

Renee Robinow Soskin (IRA)  
151 Crandon Blvd Apt. 505  
Key Biscayne, FL 33149



**BERNARD L. MADOFF**  
**INVESTMENT SECURITIES LLC**  
 New York  London

885 Third Avenue  
 New York, NY 10022  
 (212) 236-2424  
 800 334-1343  
 Fax (212) 838-4061

\*\*DUPLICATE\*\* FOR ACCOUNT NTC & CO.  
 RENEE ROBINOW SOSKIN

151 CRANON BLVD - APT 505  
 KEY BISCAYNE  
 FL 33149

1-50404-4-0  
 11/30/08

\*\*\*\*\*6253  
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Madoff Securities International Limited  
 12 Berkeley Street  
 Mayfair, London W1J 8PR  
 Tel 020 7498 6222

DATE	TYPE	AMOUNT	DESCRIPTION	PRICE	AMOUNT CHARGED TO YOUR ACCOUNT	AMOUNT CHARGED TO YOUR ACCOUNT
11/19	BALANCE FORWARD					229,293.00
11/19	S E P 100 INDEX NOVEMBER 450 CALL	12,789.00		12,789.00		
11/19	S E P 100 INDEX NOVEMBER 450 PUT	144,261.00		17.800		
11/19	S E P 100 INDEX DECEMBER 450 CALL	243,021.00		30		
11/19	S E P 100 INDEX DECEMBER 450 PUT	243,021.00		37		
11/19	S E P 100 INDEX NOVEMBER 450 CALL	299,619.00				
11/19	S E P 100 INDEX NOVEMBER 450 PUT	299,619.00				
11/19	SECURITY POSITIONS					
11/19	S E P 100 INDEX DECEMBER 450 CALL	23,300				
11/19	S E P 100 INDEX DECEMBER 450 PUT	16,500				
11/19	MARKET VALUE OF SECURITIES					
11/19	LONG SHRT	133,650.00 188,730.00				

**BERNARD L. MADOFF**  
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**11/30/08**  
**84446253**

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DATE	BUYOUT PROFIT	SELL AMOUNT	DESCRIPTION	PRICE/AMOUNT	AMOUNT CHARGED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/12	1,215	74515	SCHLUMBERGER LTD	49.480	60,166.20	
11/12	2,916	75017	COMCAST CORP	16.510	48,259.16	
11/12	5451	76841	GLAXOSMITHKLINE PLC	24.12	155,307.00	
11/12	1,458	79343	COCOPHILIPS	52.510	76,617.58	
11/12	972	82167	UNITED PARCEL SVC INC	52.060	50,620.08	
11/12	5,913	83689	CLISTED SYSTEMS INC	36.730	99,160.44	
11/12	1,701	87493	U.S. BANCORP	29.530	50,290.53	
11/12	2,025	97925	CHEVRON CORP	73.430	148,776.75	
11/12	3,822	98183	INT'L BUSINESS MACHINES CORP	52.160	51,706.52	
11/12	10,783	992321	GENERAL ELECTRIC CO	69.830	202,544.81	
11/12	2,754	96145	VERIZON COMMUNICATIONS	30.440	83,859.14	
11/12	343	96647	GOOGLE	237.460	81,997.20	
11/12	1,600	99081	U.S. TREASURY MARKET	000/2/22/2009	364,866.00	
11/12			FIDELITY SPARTAN	2/12/2009		
11/12			U.S. TREASURY MONEY MARKET	DIV 1/7/2/6/08		
11/12	72,812	18182	FIDELITY SPARTAN	1		82.52
11/12	35,831	27580	U.S. TREASURY MONEY MARKET	DIV 1/7/2/6/08	35,831.00	72,812.00
11/12			FIDELITY SPARTAN			
11/12			U.S. TREASURY MONEY MARKET			
11/12			FIDELITY SPARTAN			
11/12			U.S. TREASURY MONEY MARKET			
11/12			DIV 1/7/2/6/08			
			CONTINUED ON PAGE 3			

**BERNARD L. MAIDOFF**  
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DATE BALANCE	DEBIT AMOUNT	DESCRIPTION	DATE OF DEBIT	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
12/19 35,831	35,831	53037 FIDELITY SPARTAN	1		35,831.00
12/19 27,900		U.S. TREASURY MONEY MARKET	3/26/2009	27,900.00	
12/19 27,900		U.S. TREASURY MONEY MARKET	3/26/2009	27,900.00	
12/19 3,715		62015 FIDELITY SPARTAN	3/26/2009	3,715.00	
12/19 3,715		U.S. TREASURY MONEY MARKET	3/26/2009	3,715.00	
12/19 3,715		NEW BALANCE		455,606.51	
12/19 5,751		SECURITY POSITION			
12/19 1,539		AT&T INC.			
12/19 1,053		ABBOTT LABORATORIES			
12/19 891		AMGEN INC.			
12/19 4,860		APPLE INC.			
12/19 2,025		BANK OF AMERICA			
12/19 5,913		CHEVRON CORP			
12/19 6,265		CISCO SYSTEMS INC			
12/19 2,916		CITI GROUP INC			
12/19 2,916		COCA-COLA CO			
12/19 2,916		CONCAST CORP			
12/19 2,916		C.L.A.			
12/19 2,916		CONDOPHILIPS			
12/19 2,916		EXXON MOBIL CORP			
12/19 2,916		GENERAL ELECTRIC CO			
12/19 2,916		CONTINUED ON PAGE 2			

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Macmillan Securities Limited  
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STOCK SYMBOL	QUANTITY	AMOUNT	TYPE OF SECURITY	AMOUNT PAID IN FOR THIS ACCOUNT
GOOGLE	243	292,960		
Hewlett-Packard Co.	2,9430	35,230		
JPMorgan Chase & Co.	5,700	31,660		
INTERNATIONAL BUSINESS MACHINES	17377	31,660		
J.P. MORGAN CHASE & CO	3,645	50,500		
JOHNSON & JOHNSON	2,673	50,500		
KODAK	1,734	26,720		
Merck & Co.	2,906	26,720		
MICROSOFT CORP	7,695	20,220		
ORACLE CORPORATION	3,1880	16,090		
PACIFIC GAS & ELECTRIC CO.	4,722	28,700		
PFEIFFER INC	5,561	16,430		
PHILIP MORRIS INTERNATIONAL	2,025	42,160		
POLYGRAM INC.	2,916	64,350		
PROCTER & GAMBLE CO	1,820	29,700		
SCHLEIBERGER LTD	1,925	20,740		
FIDELITY SPARTAN	3,715	1		
U.S. TREASURY MONEY MARKET	1,701	6,300		
U.S. VANGUARD	972	57,600		
UNITED PARCEL SVC INC	275,000	99,971		
CLASS B				
U.S. TREASURY BILL				
WUE 03/26/2009				
WUE 03/26/2009				
UNITED TECHNOLOGIES CORP	972	48,530		

CONTINUED ON PAGE 5

Page 9 of 10



**BERNARD L. MADOFF**  
**INVESTMENT SECURITIES LLC**

BERKLEY HANSON INVESTMENT SECURITIES LLC

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12/30/08

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STOCK SYMBOL	NAME OF COMPANY	AMOUNT RECEIVED IN 10-YEAR ACCOUNT	AMOUNT CARRIED FOR 10-YEAR ACCOUNT
27754	SOLO		
27106	VERIZON COMMUNICATIONS	32-650	
27108	WAL-MART STORES, INC.	55-880	
27110	WAL-MART STORES, INC.	20-490	
	MARKET VALUE OF SECURITIES	LONG	SHORT

M&P

**BERNARD L. MADOFF**  
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 FL 33149

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11/30/08  
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RECEIVED  
 ADDITIONAL INFORMATION  
 TO YOUR REPORT  
 AND  
 GROSS PROFIT FROM SALES

21,626,282  
 6,292,641.85

FAX NO. : Mar. 27 2005 03:51PM PG

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LEHRMAN, PLUM &amp; CO., PLLC